

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FAUSTO DEFRANCO,

Plaintiff,

-against-

STRYKER CORPORATION, HOWMEDICA  
OSTEONICS CORPORATION, doing business as  
STRYKER ORTHOPAEDICS, and STRYKER  
CORPORATION SPINE DIVISION doing business as  
STRYKER SPINE,

Defendants.

Case No.: 1:14-CV-8664-AJN

**STIPULATION OF  
DISMISSAL**

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned attorneys for the parties who have appeared in this action, that pursuant to Fed. R. Civ. P.41(a)(1)(A)(ii) and the Court's Orders of June 1, 2015 (Docket No. 31) and June 2, 2015 (Docket No. 34), the above captioned action be and hereby is dismissed, without prejudice, without costs against any party.

Dated: New York, New York

June 10, 2015

By: 

PAUL E. ASFENDIS, ESQ.  
Gibbons P.C.  
Attorneys for Stryker Corporation  
One Pennsylvania Plaza, 37<sup>th</sup> Floor  
New York, New York 10119  
Tel: (212) 613-2067

By: 

STEVE NEWMAN, ESQ.  
Law Offices of Steve Newman  
Attorneys for Fausto DeFranco  
65 Broadway, Suite 2101  
New York, New York 10006  
Tel: (212) 405-1000